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In re Application of  
DOUGLAS *et al*  
U.S. Application No.: 10/525,581  
PCT No.: PCT/GB03/02855  
Int. Filing Date: 03 July 2003  
Priority Date: 22 August 2002  
Attorney Docket No.: 1512.2.148  
For: MOBILE 3-PART CRUSHER  
ASSEMBLY

**DECISION**

This decision is in response to applicants' renewed petition under 37 CFR 1.47(a) filed 13 February 2007.

**BACKGROUND**

On 14 September 2006, a decision dismissing applicants' petition under 37 CFR 1.47(a) was mailed. Applicants were given two months to respond.

On 13 February 2007, applicants filed the renewed petition which was accompanied by, *inter alia*, a three-month extension of time and fee, a statement by Mr. William Orr and other documentary evidence.

**DISCUSSION**

Applicants claim that Paul Douglas refuses to cooperate.

Applicants failed to satisfy item (2) of 37 CFR 1.47(a) in their initial petition because they did not show that a copy of the subject application was sent to Mr. Douglas and received.

In the renewed petition, applicants submitted a statement by Mr. Orr who declares that a copy of the specification, claims and drawings of the subject application were included with the letter sent to Mr. Douglas on 14 November 2006. A copy of this letter was submitted along with postal receipts showing delivery. Another letter dated 28 November 2006 requesting that the nonsigning inventor execute the documents was then mailed to the nonsigning inventor. A copy of this letter was also submitted along with postal receipts showing delivery. Mr. Orr states that no response was made to these letters.

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The evidence is sufficient to constitute a refusal to cooperate pursuant to section 409.03(d) of the MPEP.

Item (2) of 37 CFR 1.47(a) is now satisfied.

### **CONCLUSION**

Applicants' renewed petition under 37 CFR 1.47(a) is **GRANTED**.

Applicants have completed the requirements for acceptance under 35 U.S.C. 371(c). The application has an international filing date of 03 July 2003 under 35 U.S.C. 363, and a 35 U.S.C. 371 date of 31 July 2006.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the nonsigning inventor at his last known address of record and will be published in the Official Gazette.

This application is being forwarded to the National Stage Processing Division of the Office of PCT Operations for continued processing.



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